

City Attorney's Office

410 East Washington Street Iowa City, Iowa 52240-1826

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(319) 356-5008 FAX

August 2, 2010

Mr. Joseph Jones Iowa Finance Authority 2015 Grand Ave. Des Moines, Iowa 50312

In re: I-JOBS II Application for West Side Levee

Proof of Ownership of Land

Dear Mr. Jones:

This project entails constructing a levee along the west side of the Iowa River.

I am enclosing for your information copies of two Warranty Deeds which reflect the City of Iowa City's acquisition of the property on which the levee will be constructed. The Warranty Deed recorded on August 28, 1998 in Book 2566, Page 220 of the Johnson County Recorder is the property on the southernmost portion of the proposed levee, and the Warranty Deed recorded on April 23, 1976 in Book 455, Page 411 is the property on the northernmost portion.

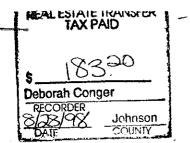
If you have any questions, please do not hesitate to contact me.

Sincerely

Susan Dulek Assistant City Attorney

Enc.

Via Electronic Transmission only



Transfer Fee	5,90
Recording Fee	6.00
Total Fee	1.00
10001	

BOOK 251d PAGE 98 AUG 28 PM 3: 20

JOHNSON COUNTY RECORDER

Prepared By Tindal, Erdahl, Goddard & Nestor, PtC. Bruce D. Goddard, Attorney at Law, 311 Iowa State Bank Bidg, Iowa City, IA 52240, [315] 351-456 JOWA CITY, IOWA

WARRANTY DEED

For the consideration of One (\$1.00) Dollar and other valuable consideration HERBERT JAMES HAMMES a/k/a JIM HAMMES and MARY BETH HAMMES, Husband and Wife, do . hereby convey to THE CITY OF IOWA CITY, the following-described real estate in JOHNSON County, Iowa:

Beginning at the Southeast corner of Lot three (3) of the Paden's Resubdivision of Lots 1 and 4 of Charles Subdivision of the Southwest Quarter of Section Twenty-Two (22), Township seventy-nine (79) North, Range Six (6) west, of the 5th P.M.; Thence N76°42'52" W, along the southerly line of said Lot 3, a distance of 88.94 feet; Thence N16°31'56"E, 780.57 feet, to a point on the northerly line of said Lot 3; Thence S80°01'58"E, 255.60 feet more or less, along said northerly Line and its southeasterly projection thereof, to a point which is at the Mean High Water Mark of the lowa River as it is presently located, which is witnessed by a 5/8 inch iron rebar set 3 feet, normally distant, westerly of the Westerly Top of Bank of said lowa River. Thence meandering along said Mean High Water Line to a point at the Mean High Water Mark of said lowa River which point is witnessed by a 5/8 inch iron rebar set 3 feet normally distant westerly of the Westerly Top of Bank of said lowa River, and is located 193.34 feet, S16°32'12"E, of the previous witness marker; Thence meandering along said Mean High Water Line to a point at the Mean High Water Mark of said lowa River which point is witnessed by a 5/8 inch iron rebar set 3 feet normally distant westerly of the Westerly Top of Bank of said lowa River, and is located 252.45 feet, S00°36'13"W, of the previous witness marker; Thence meandering along said Mean High Water Line to a point at the Mean High Water Mark of said lowa River which point is witnessed by a 5/8 inch iron rebar set 3 feet normally distant westerly of the Westerly Top of Bank of said lowa River, and is located 128.20 feet, S12°39'26"W, of the previous witness marker; Thence meandering along said Mean High Water Line to a point at the Mean High Water Mark of said lowa River at its intersection with the southeasterly projection of the Southerly Line of said Lot 3, which point is witnessed by a 5/8 inch iron rebar set on said Southerly Line of Lot 3, 3 feet normally distant westerly of the Westerly Top of Bank of said lowa River, and which marker is located 252.21 feet, S16°57'57"W, of the previous witness marker; Thence from said Mean High Water Mark, N76°42'52"W, along said southerly line 347.29 feet, to the point of Beginning. Said parcel of Land contains 7.17 Acres more or Less and is subject to easements and restrictions of record.

PROVIDED FURTHER: That should Grantors, their successors, or assigns expand the mobile home park now known as Thatcher Mobile Home Park such that additional open space is required pursuant to City Code, Grantors, their successors or assigns shall be allowed to use the above-described property to satisfy said open space requirements, and will retain an easement on the above-described property for this purpose only.

Grantors do hereby covenant with Grantees, and successors in interest, that Grantors hold the real estate by title in fee simple; that they have good and lawful authority to sell and convey the real estate; that the real estate is free and clear of all liens and encumbrances except as may be above stated; and Grantors covenant to warrant and defend the real estate against the lawful claims of all persons except as may be above stated. Each of the undersigned hereby relinquishes all rights of dower, homestead and distributive share in and to the real estate.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural number, and as

masculine or feminine gender, according to the context.
Dated this 19 day of August , 1998.
HERBER JAMES HAMMES a/k/a MARY BETH HAMMES, Grantor
JIM HAMMES
State of lowa)
County of Johnson)ss:
On this 19 day of August , 1998, before me the undersigned, a Notary Public in and for said State,
personally appeared HERBERT JAMES HAMMES a/k/a JIM HAMMES and MARY BETH HAMMES, Husband and Wife, to me known
to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as
their voluntary act and deed. while Yowley 000220
ANNE ROWLEY NOTARY PUBLIC, in and for the State of Iowa

2/2/09



WARRANTY DEED

Know All Men by These Presents husband and wife	3: That Alvin F. Streb and Mary Joan Streb,
of the sum of One dollar and other valu	, in consideration*
	owa City, Iowa, a municipal corporation
Grantees' Address: Civic Center, Iowa C	
-	ohnson County, lowa, to-wit:
79 North, Range 6 West of the 5th PM feet; thence North 88°54'40" East 114 12°34'52" West 295.24 feet; thence N 14°19'13" West 136.05 feet; thence N 20°57'21" West 77.14 feet; thence N 26°10'58" West 99.22 feet; thence So 26°10'58" East 62.75 feet; thence So 20°57'21" East 67.97 feet; thence So 14°19'13" East 129.88 feet; thence So 12°20'28" East 281.20 feet; thence N beginning; said premises being also 6	of the Southwest Quarter of Section 22, Townshif, thence East 621.50 feet; thence South 453.4441.28 feet to the point of beginning; thence North North 05°06'20" West 85.29 feet; thence North North 12°09'08" West 154.77 feet; thence North Torth 22°38'49" West 133.77 feet; thence North Outh 45°21'35" West 105.42 feet; thence South uth 22°38'49" East 129.21 feet; thence South uth 12°09'08" East 149.97 feet; thence South Outh 05°06'20" East 83.77 feet; thence South Torth 88°54'40" East 103.25 feet to the place of described as Outlot, Streb South Industrial Park Iowa, according to the recorded plat thereof.
The consideration for this Warranty D	S622
	500K.455WGF44
Transfer Fee _ / Q d	1976 APR 23 AM 9: 1
Rotal 3.50	RECORDER DONNSON CO., 1077
aid real estate by title in fee simple; that they have aid premises are Free and Clear of all Liens and En	e said grantees, and successors in interest, that said grantors hold e good and lawful authority to sell and convey the same: that neumbrances Whatsoever except as may be above stated; and aid premises against the lawful claims of all persons whomsoever.
xcept as may be above slated.	
Each of the undersigned hereby relinquishes all escribed premises.	rights of dower, homestead and distributive share in and to the
r feminine gender, according to the context.	reof shall be construed as in the singular or plural number, and as masculine
Signed this <u>1.6th</u> day of <u>December</u>	19_75
Heal Estate Transfer Tax: See (The Code, 1973, Chapter 428A)	
TATE OF IOWA,	Alvin F. Streb
OUNTY OF	Mary Joan Streke
On this 16thday of December 19 75 bef	fore Mary Joan Streb
e, the undersigned, a Notary Public in and for the State of lev erschooly appeared <u>Alvin F. Streb and</u>	wa. 703 South Clinton Street, Iowa City, Io
Mary Joan Streb	
SINTERIAL DEM	
	(Grantors' address) wha ney
Man / Colinson	0
Robert N. Downer	for the State of Iowa